

THE COMPREHENSIVE ENVIRONMENTAL RESPONSE, COMPENSATION AND
LIABILITY ACT

14-45. Brownfields Revitalization Funding

1. **AUTHORITY.** To exercise the U.S. Environmental Protection Agency's authority pursuant to Sections 101(39) and 104(k) of the Comprehensive Environmental Response, Compensation and Liability Act, as amended, and Executive Order 13308.
 - a. To make determinations and take other actions necessary to approve grants:
 1. To eligible entities for programs to inventory, characterize, assess, and conduct planning related to one or more brownfield sites;
 2. To eligible entities for capitalization of brownfield remediation revolving loan funds;
 3. To eligible entities and non-profit organizations for remediation of one or more brownfield sites; and
 4. To eligible entities and non-profit organizations to provide training, research and technical assistance to individuals and organizations to facilitate the inventory of brownfield sites, site assessments, remediation of brownfield sites, community involvement or site preparation, and where applicable, to approve providing these services directly through contracts, interagency agreements, and other authorized means.
 - b. To perform targeted site assessments at brownfields sites under Section 104(k)(2)(A)(ii).
 - c. To approve grants for joint multimedia environmental-training programs supported by program offices in addition to the Office of Land and Emergency Management under Section 103 of the Clean Air Act; Section 104 of the Clean Water Act; Section 8001 of the Solid Waste Disposal Act; Section 10 of the Toxic Substances Control Act; Section 20 of the Federal Insecticide, Fungicide and Rodenticide Act; Section 311 of CERCLA; Section 203 of the Marine Protection, Research and Sanctuaries Act; and Section 102(2)(F) of the National Environmental Policy Act.
2. **TO WHOM DELEGATED.** Branch chief, Brownfields and Redevelopment Branch.
3. **LIMITATIONS.**
 - a. The delegatee must obtain the concurrence of the assistant administrator or designee, OLEM, prior to exercising the authority in paragraphs 1.a. and 1.c. above. This limitation does not restrict the authority of the regional administrator or delegatee provided under Delegation 1-14-A, to execute and administer grants approved by the AA for OLEM.
 - b. The delegatee must make determinations under paragraph 1.a.(1), (2), or (3) regarding the eligibility of entities in consultation with the AA or designee, Office of Enforcement and Compliance Assurance. The AA or designee for OECA may waive, in whole or in part, this limitation by memorandum.


- c. The delegatee must make determinations regarding the eligibility of brownfield sites, including targeted brownfields assessment sites, in consultation with the AA or designee for OECA. The AA or designee for OECA or may waive, in whole or in part, this limitation by memorandum.
- d. The delegated official must consult with the regional counsel or designee when exercising this authority.
- e. This authority shall be exercised subject to approved funding levels and be consistent with funds-control policies established by the Office of the Chief Financial Officer.

4. **REDELEGATION AUTHORITY.**

- a. This authority may be redelegated to the section chief level, or equivalent, and no further.
- b. An official who redelegates an authority retains the right to exercise or withdraw the authority. Redelegated authority may be exercised by any official in the chain of command down to the official to whom it has been specifically redelegated.

5. **ADDITIONAL REFERENCES.**

- a. Federal Grant and Cooperative Agreement Act of 1977, P.L. No. 95-224, as amended, 31 U.S.C. §6301 et seq.
- b. EPA Order series 5700.
- c. 40 C.F.R. Chapter 1, Subchapter B; 2 C.F.R. Parts 200 and 1500.
- d. EPA Delegation 1-14-A, Assistance. Agreements.
- e. Executive Order 13308, June 20, 2003.



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Date